



2345 Grand Boulevard
Suite 2800
Kansas City, Missouri 64108-2684
(816) 292-2000, Fax (816) 292-2001

RECEIVED
CENTRAL FAX CENTER

JAN 11 2007

Direct Dial Number:
(816) 460-5859

www.lathropgage.com

10851 Mastin Blvd.
Building 82, Suite 1000
Overland Park, KS 66210-1669
(913) 451-5100, Fax (913) 451-0875

230 Park Avenue
Suite 1847
New York, NY 10169
(212) 850-6220, Fax (212) 850-6221

1845 S. National
Springfield, MO 65808-4288
(417) 886-2000, Fax (417) 886-9126

The Equitable Building, Suite 1300
10 South Broadway
St. Louis, MO 63102-1708
(314) 613-2500, Fax (314) 613-2550

370 17th Street
Suite 4650
Denver, CO 80202-5607
(720) 931-3200, Fax (720) 932-3201

4845 Pearl East Circle
Suite 300
Boulder, CO 80301
(720) 931-3000, Fax (720) 931-3001

314 East High Street
Jefferson City, MO 65101
(573) 893-4338, Fax (573) 893-5398

Suite 1050
Franklin Square
1300 Eye Street, N.W.
Washington, D.C. 20005
(202) 962-0032, Fax (202) 962-0357

January 11, 2007

From: Janelle D. Strode

Matter No.: 420624

To:	Company:	Fax Number:	Phone Number:
Mail Stop: Amendment Attn: Examiner Horton	U.S. Patent Office	(571) 273-8300	

Number of Pages Transmitted (including this cover sheet): 10

Message:

Applicant(s): Phil Stewart

Examiner: Yvonne Michelle Horton

Serial No. 10/797,203

Group Art Unit: 3635

Filed: March 10, 2004

For: TILE CAP


If you have a problem receiving this facsimile, please call: (816) 292-2000

Fax Attendant: _____

CONFIDENTIALITY NOTE:

The information in this facsimile message ("fax") is sent by an attorney or his/her agent, is intended to be confidential and for the use of only the individual or entity named above. The information may be protected by attorney/client privilege, work product immunity or other legal rules. If the reader of this message is not the intended recipient, you are notified that retention, dissemination, distribution or copying of this fax is strictly prohibited. If you receive this fax in error, please notify us immediately by telephone and return it to the address above. Thank you.

**RECEIVED
CENTRAL FAX CENTER****JAN 11 2007**

CERTIFICATE OF FACSIMILE TRANSMISSION 37 CFR 1.8			Matter No.
Applicant(s): Phil Steward			420624
Serial No.	Filing Date	Examiner	Group Art Unit
10/797,203	March 10, 2004	Yvonne Michelle Horton	3635
Invention Tile Cap			
<p>I hereby certify that the following: Certificate of Facsimile Cover Sheet (1 page); Transmittal Form (1 page); Response to Office Action Mailed October 11, 2006 (7 pages) are being sent via facsimile transmission to Mail Stop: Amendment, c/o the Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 11th day of January, 2007.</p>			
<div style="text-align: right;">Lechelle Hendricks <small>Name of Transmitter</small></div>			
<div style="text-align: right;"> <small>Signature of Transmitter</small></div>			
<div style="text-align: right;">(571) 273-8300 <small>Facsimile No.</small></div>			

JAN. 11. 2007 4:02PM

LATHROP & GAGE

NO. 5203 P. 3

PTO/SB/21 (09-04)

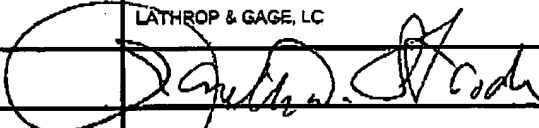
Approved for use through 07/31/2006. OMB 0851-0031

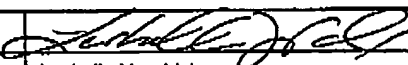
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/797,203	RECEIVED CENTRAL FAX CENTER JAN 11 2007
	Filing Date	March 10, 2004	
	First Named Inventor	Phil Stewart	
	Art Unit	3635	
	Examiner Name	Yvonne Michelle Horton	
Total Number of Pages in This Submission	Attorney Docket Number	420624	

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Certificate of Facsimile Facsimile Cover Sheet
<div style="border: 1px solid black; padding: 2px;">Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm	LATHROP & GAGE, LC		
Signature			
Printed Name	Janelle D. Strode		
Date	January 11, 2007	Reg. No.	84,738

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Lechelle Handricks	Date	January 11, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER

PATENT

JAN 11 2007

Attorney Docket No.: 420624
Sent Via Facsimile: (571) 273-8300

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Phil Stewart

Serial No. 10/797,203

Filed: March 10, 2004

For: TILE CAP

Examiner: Yvonne Michelle
Horton
Group Art Unit: 3635

RESPONSE TO OFFICE ACTION MAILED OCTOBER 11, 2006

Mail Stop Amendment
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed October 11, 2006, please amend the above-identified application as follows and consider the following remarks.

IN THE CLAIMS begins on page 2 of this response.

REMARKS begins on page 4 of this response.

CONCLUSIONS begins on page 7 of this response.